

Joseph A. Boyle
Vincent P. Rao
Steven J. Moore (*Pro Hac Vice*)
James M. Moriarty (*Pro Hac Vice*)
KELLEY DRYE & WARREN LLP
200 Kimball Drive
Parsippany, New Jersey 07054
(973) 503-5900
Attorneys for Defendant
Zydus Pharmaceuticals USA, Inc. and
Cadila Healthcare, Limited

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

TAKEDA PHARMACEUTICAL
COMPANY LIMITED, TAKEDA
PHARMACEUTICALS NORTH
AMERICA, INC., TAKEDA
PHARMACEUTICALS LLC,
TAKEDA PHARMACEUTICALS
AMERICA, INC., and ETHYPHARM,
S.A.,

Plaintiffs,

v.

ZYDUS PHARMACEUTICALS USA
INC. and CADILA HEALTHCARE
LIMITED,

Defendants.

CIVIL ACTION NO:
3:10-CV-01723-JAP-TJB

Returnable: July 16, 2012

**NOTICE OF MOTION TO SEAL
MEMORANDUM OF LAW IN
SUPPORT OF MOTION FOR
RECONSIDERATION OF ORDER
DENYING-IN-PART LEAVE TO
AMEND PRELIMINARY NON-
INFRINGEMENT CONTENTIONS
AND SUPPORTING
DECLARATION WITH EXHIBITS**

To: Attached Service List

PLEASE TAKE NOTICE that on July 16, 2012, at 9:00 a.m., or as soon thereafter as counsel may be heard, counsel for defendants Zydus Pharmaceuticals, USA, Inc. and Cadila Healthcare, Limited (collectively “Defendants” or “Zydus”),

shall move, through its attorneys Kelley Drye & Warren LLP, before the Hon.

Tonianne J. Bongiovanni, for leave to file under seal Zydus' Memorandum of Law in Support of Motion for Reconsideration of Order Denying-in-Part Leave to Amend Preliminary Invalidity and Non-infringement Contentions and Supporting Declaration with Exhibits.

PLEASE FURTHER TAKE NOTICE that in support of this motion, Zydus shall rely upon Defendants' Memorandum In Support Of Defendants' Motion To Seal.

PLEASE FURTHER TAKE NOTICE that a proposed form of Order is submitted herewith in accordance with L. Civ. R. 7.1(e).

Dated: June 19, 2012

KELLEY DRYE & WARREN LLP

By: /s/ Vincent P. Rao

Joseph A. Boyle

Vincent P. Rao II

Steven J. Moore (Pro Hac Vice)

James M. Moriarty (Pro Hac Vice)

200 Kimball Drive

Parsippany, New Jersey 07054

(973) 503-5900

Attorneys for Defendants

Zydus Pharmaceuticals USA, Inc. and

Cadila Healthcare Limited

CERTIFICATE OF SERVICE

I hereby certify that on June 19, 2012 I caused to be served a copy of the foregoing Defendants Zydus Pharmaceuticals, USA, Inc. and Cadila Healthcare's Notice of Motion to Seal Memorandum of Law In Support of Motion For Reconsideration of Order Denying-In-Part Leave to Amend Preliminary Non-Infringement Contentions and Supporting Declaration of Vincent P. Rao II, with Exhibits and a Proposed Order on each interested party in this action in accordance with the electronic filing procedures of the United States District Court for the District of New Jersey and via ECF and email on the following.

Jonathan M. H. Short
MCCARTER & ENGLISH, LLP
Four Gateway Center
100 Mulberry Street
Newark, New Jersey 07102

Paul A. Ragusa
Lisa Kole
BAKER BOTTS LLP
30 Rockefeller Plaza
New York, New York 10112

Eric J. Lobenfeld
Arlene L. Chow
Dillon Kim
HOGAN LOVELLS US LLP
875 Third Avenue
New York, New York 10022

Philippe Y. Riesen
HOGAN LOVELLS HORITSU JIMUSHO
Gaikokuho Kyodo Jigyo
15th Floor Daido Seimei
Kasumigaseki Building
1-4-2 Kasumigaseki
Chiyoda-ku
Tokyo 100-0013, Japan

Dated: June 19, 2012

s/Vincent P. Rao II
Vincent P. Rao II